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FIRST CIRCUIT COURT
 STATE OF HAWAII
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F. OTAKE
 CLERK

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

IN THE MATTER OF THE
 APPLICATION OF THE STATE OF
 HAWAII FOR A WRIT OF HABEAS
 CORPUS AD PROSEQUENDUM RE
 JAMES CARVALHO,

Defendant.

S. P. NO. 06-1-0152

(Cr. No. 02-1-1159)

APPLICATION FOR WRIT OF HABEAS
 CORPUS AD PROSEQUENDUM; ORDER
 DIRECTING ISSUANCE OF WRIT OF
 HABEAS CORPUS AD
 PROSEQUENDUM; WRIT OF HABEAS
 CORPUS AD PROSEQUENDUM

APPLICATION FOR WRIT OF HABEAS CORPUS AD PROSEQUENDUM

TO THE HONORABLE RICHARD K. PERKINS, JUDGE OF THE ABOVE ENTITLED COURT:

Comes now the STATE OF HAWAII, by and through Charlene K. Ikeda, Deputy
 Prosecuting Attorney of the City and County of Honolulu, State of Hawaii, and respectfully alleges
 as follows:

1. That JAMES CARVALHO has a case in the Circuit Court of the First Circuit,
 Honolulu, Hawaii, Criminal No. 02-1-1159;
2. That sentencing in Criminal No. 02-1-1159 is scheduled for June 28, 2006; 10:00
 a.m., before the Honorable RICHARD K. PERKINS;

EXHIBIT "B"

3. That said Defendant is now imprisoned as a federal prisoner under the custody of the UNITED STATES MARSHAL, District of Hawaii, and is being detained at the Federal Detention Center, Honolulu, Hawaii, and

4. That in order to procure Defendant's presence in the Circuit Court of the First Circuit, it is necessary that a Writ of Habeas Corpus ad Prosequendum be issued, pursuant to Chapter 660, Hawaii Revised Statutes.

WHEREFORE, Applicant prays that the Clerk of this Court be directed to issue a Writ of Habeas Corpus ad Prosequendum commanding the:

UNITED STATES MARSHAL, District of Hawaii, or his/her deputy to make available the body of JAMES CARVALHO to State of Hawaii Officials on April 28, 2006; and


STATE OF HAWAII OFFICIALS, upon taking custody of said Defendant to:

1. retain custody of the Defendant and he/she shall be confined with the Department of Public Safety, State of Hawaii, during the pendency of these proceedings;
2. bring the said Defendant before the Honorable RICHARD K. PERKINS, Judge of the Circuit Court of the First Circuit, on June 28, 2006; 10:00 a.m.; and thereafter
3. return the said Defendant to the custody of the UNITED STATES MARSHAL, District of Hawaii, on a mutually agreed upon date.

Dated at Honolulu, Hawaii: April 25, 2006.

STATE OF HAWAII

By PETER B. CARLISLE
Prosecuting Attorney

By 
CHARLENE K. IKEDA
Deputy Prosecuting Attorney
City and County of Honolulu

ORDER DIRECTING ISSUANCE OF
WRIT OF HABEAS CORPUS AD PROSEQUENDUM

GOOD CAUSE APPEARING THEREFOR, IT IS HEREBY ORDERED that the Clerk of this Court be and hereby is instructed to issue the Writ of Habeas Corpus ad Prosequendum prayed for in the foregoing Application.

Dated at Honolulu, Hawaii: _____

APR 26 2006

KARL K. SAKAMOTO



RICHARD K. PERKINS

Judge of the above entitled court

WRIT OF HABEAS CORPUS AD PROSEQUENDUM

TO: UNITED STATES MARSHAL, District of Hawaii, or His/Her Deputy; and
STATE OF HAWAII OFFICIALS

GREETINGS:

We command that you, UNITED STATES MARSHAL, District of Hawaii, or your Deputy, produce the body of JAMES CARVALHO, who is being detained as a federal prisoner under your custody, to STATE OF HAWAII OFFICIALS on April 28, 2006; and

STATE OF HAWAII OFFICIALS, upon taking custody of said Defendant, to:

1. retain custody of the Defendant and he/she shall be confined with the Department of Public Safety, State of Hawaii, during the pendency of these proceedings;
2. bring the said Defendant before the Honorable RICHARD K. PERKINS, Judge of the Circuit Court of the First Circuit, on June 28, 2006; 10:00 a.m.; and thereafter
3. return the said Defendant to the custody of the UNITED STATES MARSHAL, District of Hawaii, on a mutually agreed upon date.

Upon completion of the above, it shall be deemed sufficient compliance with this writ.

WITNESS the Honorable RICHARD K. PERKINS, Judge of the Circuit Court of the First
Circuit at Honolulu, Hawaii, and the seal of said Court this _____ day of

APR 26 2006

S.M. KUNIHIRO

Clerk, Circuit Court, First Circuit
State of Hawaii

KARL K. SAKAMOTO

Judge of the Circuit Court
First Circuit, State of Hawaii